United Nations A/C.4/65/L.5

General Assembly

Distr.: Limited
8 October 2010

Original: English

Sixty-fifth session

Special Political and Decolonization Committee (Fourth Committee)

Agenda item 59

Implementation of the Declaration on the Granting of Independence to Colonial Countries and Peoples

Draft resolution submitted by the Chair

Question of Western Sahara

The General Assembly,

Having considered in depth the question of Western Sahara,

Reaffirming the inalienable right of all peoples to self-determination and independence, in accordance with the principles set forth in the Charter of the United Nations and General Assembly resolution 1514 (XV) of 14 December 1960 containing the Declaration on the Granting of Independence to Colonial Countries and Peoples,

Recognizing that all available options for self-determination of the Territories are valid as long as they are in accordance with the freely expressed wishes of the people concerned and in conformity with the clearly defined principles contained in General Assembly resolutions 1514 (XV) of 14 December 1960 and 1541 (XV) of 15 December 1960 and other resolutions of the Assembly,

Recalling its resolution 64/101 of 10 December 2009,

Recalling also all resolutions of the General Assembly and the Security Council on the question of Western Sahara,

Recalling further Security Council resolutions 658 (1990) of 27 June 1990, 690 (1991) of 29 April 1991, 1359 (2001) of 29 June 2001, 1429 (2002) of 30 July 2002, 1495 (2003) of 31 July 2003, 1541 (2004) of 29 April 2004, 1570 (2004) of 28 October 2004, 1598 (2005) of 28 April 2005, 1634 (2005) of 28 October 2005, 1675 (2006) of 28 April 2006 and 1720 (2006) of 31 October 2006,

Underlining the adoption of Security Council resolutions 1754 (2007) on 30 April 2007, 1783 (2007) on 31 October 2007, 1813 (2008) on 30 April 2008, 1871 (2009) on 30 April 2009 and 1920 (2010) on 30 April 2010,

10-57226 (E) 081010

Please recycle

Expressing its satisfaction that the parties met on 18 and 19 June 2007, on 10 and 11 August 2007, from 7 to 9 January 2008 and from 16 to 18 March 2008 under the auspices of the Personal Envoy of the Secretary-General and in the presence of the neighbouring countries and that they have agreed to continue the negotiations,

Expressing its satisfaction at the holding of two informal meetings convened by the Personal Envoy of the Secretary-General on 10 and 11 August 2009 in Dürnstein, Austria, and from 9 to 11 February 2010 in Westchester, New York State, United States of America, to prepare for the fifth round of negotiations,

Calling upon all the parties and the States of the region to cooperate fully with the Secretary-General and his Personal Envoy and with each other,

Reaffirming the responsibility of the United Nations towards the people of Western Sahara,

Welcoming, in this regard, the efforts of the Secretary-General and his Personal Envoy in search of a mutually acceptable political solution to the dispute, which will provide for the self-determination of the people of Western Sahara,

Having examined the relevant chapter of the report of the Special Committee on the Situation with regard to the Implementation of the Declaration on the Granting of Independence to Colonial Countries and Peoples,[1]

Having also examined the report of the Secretary-General,[2]

1. *Takes note* of the report of the Secretary-General;[2]

2. *Supports* the process of negotiations initiated by Security Council resolution 1754 (2007) and further sustained by Council resolutions 1783 (2007), 1813 (2008), 1871 (2009) and 1920 (2010) with a view to achieving a just, lasting and mutually acceptable political solution, which will provide for the self-determination of the people of Western Sahara, and commends the efforts undertaken by the Secretary-General and his Personal Envoy in this respect;

3. *Welcomes* the commitment of the parties to continue to show political will and work in an atmosphere propitious for dialogue, in order to enter into a more intensive phase of negotiations, in good faith and without preconditions, taking note of efforts and developments since 2006, thus ensuring implementation of Security Council resolutions 1754 (2007), 1783 (2007), 1813 (2008), 1871 (2009) and 1920 (2010) and the success of negotiations;

4. *Also welcomes* the ongoing negotiations between the parties held on 18 and 19 June 2007, on 10 and 11 August 2007, from 7 to 9 January 2008 and from 16 to 18 March 2008 in the presence of the neighbouring countries under the auspices of the United Nations;

5. *Calls upon* the parties to cooperate with the International Committee of the Red Cross, and calls upon them to abide by their obligations under international humanitarian law;

[1] *Official Records of the General Assembly, Sixty-fifth Session, Supplement No. 23* (A/65/23), chap. VIII.

[2] A/65/306.

6. *Requests* the Special Committee on the Situation with regard to the Implementation of the Declaration on the Granting of Independence to Colonial Countries and Peoples to continue to consider the situation in Western Sahara and to report thereon to the General Assembly at its sixty-sixth session;

7. *Invites* the Secretary-General to submit to the General Assembly at its sixty-sixth session a report on the implementation of the present resolution.